

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants : Wedeking et al.
Serial No. : 09/752,867 Confirmation No. 3005
Filed : December 30, 2000
For : METAL COMPLEXES DERIVATIZED WITH
FOLATE FOR USE IN DIAGNOSTIC
AND THERAPEUTIC APPLICATIONS.
Group Art Unit : 1616
Examiner : Dameron L. Jones

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AUG 20 2003

TECH CENTER 1600/2900

Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Attention: Office of Petitions, Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:

Date:

8/12/03

Signature:

Carrie L. Caggiano

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT/REVIVE
APPLICATION FOR UNINTENTIONAL ABANDONMENT
BASED ON FAILURE TO RECEIVE NOTICE OF ALLOWANCE**

Sir:

Applicants hereby submit this Petition Under 37 CFR § 1.137 and MPEP § 711.03(c) to request withdrawal of the holding of abandonment of the above-identified application, and thus revive this application to enable the mailing of the Notice of Allowance so that the issue fee may be paid. A Notice of Abandonment was mailed on July 23, 2003 stating that the application was abandoned due to Applicants' failure to timely pay the issue fee.

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OFFICE OF PETITIONS

However, Applicants never received the original Notice of Allowance and Issue Fee Due. Applicants and Applicants' attorneys have conducted a thorough search of their application files and records. These searches confirm that the Notice of Allowance was never received. Thus, the entire delay in filing the required reply/issue fee from the due date for the reply/issue fee until the filing of a grantable petition pursuant to 37 C.F.R. 1.137(b) was unintentional.

Therefore, withdrawal of the Notice of Abandonment, and mailing of a new Notice of Allowance and Issue Fee Due, is respectfully requested.

A check in the amount of \$1300.00 is hereby submitted in connection with the filing of this Petition. If any additional fee(s) are required, the Commissioner is hereby authorized charge such fee(s) to Deposit Account No. 50-0540.

A Revocation And Substitute Power of Attorney is enclosed herewith.

Respectfully submitted,

Dated: August 12, 2003

By: 

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